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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 KAISER O. AL SHEBLAWI,)

09 Plaintiff,)

10 v.)

11 MICHAEL ASTRUE,)
Commissioner of Social Security,)

12 Defendant.)
13 _____)

CASE NO. C11-0500-JLR

REPORT AND RECOMMENDATION

14 Plaintiff brought this action to seek judicial review of the denial of his application for
15 Supplemental Security Income by the Commissioner of the Social Security Administration.
16 The parties have now stipulated that this case should be reversed and remanded pursuant to
17 sentence four of 42 U.S.C. § 405(g). (Dkt. 26.)

18 Based on the stipulation of the parties, the Court recommends that this case be
19 REVERSED and REMANDED for further administrative proceedings. The parties have
20 stipulated that, on remand, the Administrative Law Judge (ALJ) will: (1) conduct a *de novo*
21 hearing, further develop the record, and issue a new decision; (2) update the medical evidence
22 record, including any medical records concerning plaintiff's mental impairment and further

01 evaluate the plaintiff's mental impairments pursuant to 20 C.F.R. § 416.920a; (3) further
02 evaluate the opinion of Shoshanna Press, M.D.; in particular, the ALJ must provide specific,
03 legitimate reasons for rejecting opinion evidence from a treating or examining source; (4)
04 obtain a psychological consultative examination with testing and a consultative physical
05 examination with medical source statements regarding plaintiff's remaining capacities; and (5)
06 the ALJ should, if possible, attempt contact with plaintiff's treating physicians for medical
07 source statements. Also, upon proper application, the Court will consider an award of
08 reasonable attorney fees pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412.

09 Given the above, the Court recommends that United States District Judge James L.
10 Robart immediately approve this Report and Recommendation and order the case REVERSED
11 and REMANDED for further administrative proceedings. A proposed order accompanies this
12 Report and Recommendation.

13 DATED this 9th day of December, 2011.

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16 Mary Alice Theiler
17 United States Magistrate Judge
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